

State of Florida



ORIGINAL

Public Service Commission

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DATE: April 23, 2007

TO: Docket File

FROM: Jeff Bates (Division of Competitive Markets and Enforcement) *JB*
Victor McKay (Office of the General Counsel) *VSM* **SAB**

RE: Docket No. 070070-TP - Notice of adoption, with modifications, of existing interconnection, unbundling, resale, and collocation agreement between Embarq Florida, Inc. and Florida Digital Network, Inc. d/b/a FDN Communications by Atlantic.Net Broadband, Inc.

By letter received January 19, 2007, Embarq Florida, Inc. filed a notice of adoption, with modifications, of the existing interconnection, unbundling, resale, and collocation agreement, entered into between Embarq Florida, Inc. and Florida Digital Network, Inc. d/b/a FDN Communications which was approved in Docket No. 041464-TP. Atlantic.Net Broadband, Inc. is adopting the interconnection, unbundling, resale, and collocation agreement approved by the Commission in its entirety pursuant to Section 252(i) of the Telecommunications Act of 1996.

Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(i) requires that a local exchange carrier shall make available any interconnection, service, or network element provided under an agreement approved by the state commission to any other requesting telecommunications carrier upon the same terms and conditions as those provided in the agreement in its entirety.

Staff reviewed the agreement in this Docket on April 17, 2007. The filing met the criteria outlined in Section 2.07.C.5.d of the Administrative Procedures Manual in that it complies with Section 252(i) of the Act. Accordingly, with this Memorandum, the docket is hereby closed.

OK to close
4/23/07 RW

CC: Division of the Commission Clerk and Administrative Services (H. Wang)

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